

DISTRICT OF NEVADA

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(“Whittemore”) motion to suppress. Doc. #31.¹ The court has reviewed the documents and

attorney James J. Pisanelli to the Eighth Judicial District Court in July, September, and

to counsel for Whittemore. It is not clear from the record before the court when, who and what was

¹ Refers to the court's docket number.

1 sequence of events in March 2012, that lead to the second Grand Jury subpoena. The court clarifies
2 its order to limit the evidentiary hearing to the following witnesses: attorney James J. Pisanelli and,
3 if necessary, Special Agent April French or other FBI agent identified by attorney Pisanelli. The
4 court limits the evidentiary hearing to the time frame of March 2012 and the issues identified
5 above.

6 Further, it is the court's view that the burden is on the government to call the identified
7 witnesses and present testimony directed at the court's concerns.

8 IT IS THEREFORE ORDERED that an evidentiary hearing shall be set in accordance with
9 this order. The parties shall work together with the court clerk to find an available time for the
10 evidentiary hearing.

11 IT IS SO ORDERED.

12 DATED this 22nd day of March, 2013.



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14 LARRY R. HICKS
15 UNITED STATES DISTRICT JUDGE
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